

Article 13: Finance, Contracts and Legal Matters

13.1 Funding

- (a) Except as funded from elsewhere (grants, gainshare etc), the Constituent Councils shall meet the costs of the Authority that are reasonably attributable to the exercise of the Authority's functions except Transport (see (d) below)..
- (b) The amount payable by each of the Constituent Councils pursuant to Article 13.1(a) above shall be determined by apportioning the costs of the Authority referred to in Article 13.1(a) between each of the Constituent Councils in such proportions as they may agree, or in default of agreement in proportion to the total resident population at the relevant date of the area of each Constituent Council as estimated by the Registrar General.
- (c) For the purposes of Article 13.1(b) above, the relevant date in relation to a payment for a financial year is 30th June in the financial year which commenced two years prior to the current financial year.
- (d) The Constituent Councils shall meet the costs of the Authority that are reasonably attributable to the exercise of the Authority's functions relating to transport by way of the levy issued to the Constituent Councils pursuant to the Transport Levying Bodies Regulations 1992 (as amended).

13.2 Financial management The management of the Authority's financial affairs will be conducted in accordance with the Financial Regulations set out in Part 5C of this Constitution.

13.3 Contracts and Procurement The management of the Authority's contracting and procurement functions will be conducted in accordance with the Contracts Procedure Rules set out in Part 5D of this Constitution.

13.4 Legal proceedings

- (a) The Monitoring Officer is authorised to institute, defend or participate in any legal proceedings in any case where such action is necessary to give effect to decisions of the Authority or in any case where the Monitoring Officer considers that such action is necessary to protect the Authority's interests.

- (b) Any notices to be served on the Authority are to be sent to the Monitoring Officer at 11 Broad Street West, Sheffield, S1 2BQ, which for the purposes of section 231, Local Government Act 1972 and any other enactment shall be regarded as the principal office of the Authority.

13.5 Authentication of documents

- (a) Where any document is necessary to any legal procedure or proceedings on behalf of the Authority, it will be signed by the Monitoring Officer or some other person duly authorised by the Authority or the Monitoring Officer, unless any enactment otherwise authorises or requires.
- (b) Contracts or other legal documents not required to be sealed (see (c) below) must be signed by the Monitoring Officer or some other person duly authorised in writing for that purpose (which can be either a general authorisation or a specific authorisation). A decision of the Authority or any committee or officer with appropriate delegated authority shall be sufficient to authorise such signing.

(c) Common Seal of the Authority

The Common Seal of the Authority will be kept in a safe place in the custody of the Monitoring Officer. A decision of the Authority or any part of it (including an officer of the Authority exercising delegated powers) will be sufficient authority for sealing any document necessary to give effect to the decision. The Common Seal will be affixed to those documents which this Constitution requires to be sealed or which in the opinion of the Monitoring Officer should be sealed. The affixing of the Common Seal will

be attested by the Monitoring Officer or some other person authorised by the Monitoring Officer or, in the absence of the Monitoring Officer, the Authority, for this purpose.